

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

CALE T.M.,

Plaintiff,

v.

**ANDREW M. SAUL,
Commissioner of Social Security,**

Defendant.

CIVIL NO. 3:20cv70-REP

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on July 22, 2021 (ECF No. 17). The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation of the Magistrate Judge is ACCEPTED and ADOPTED as the OPINION of the Court.
- (2) Plaintiff's Motion for Summary Judgment (ECF No. 13) is GRANTED.
- (3) Defendant's Motion for Summary Judgment (ECF No. 16) is DENIED.
- (4) The decision of the Commissioner is VACATED and REMANDED.
- (5) This case is CLOSED.

It is so ORDERED.

/s/ *REP*
Robert E. Payne
Senior United States District Judge

Richmond, Virginia

Date: *August 11, 2021*